

**RECEIVED  
CENTRAL FAX CENTER****NOV 1 2004****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application No. : 09/764,560  
Applicant(s) : Robert Wayne Glenn Jr. et al.  
Filed : 1/17/2001  
Title : Delivery of Reactive Agents via Bi-layer  
Structures for Use in Shelf-Stable Products  
TC/A.U. : 1615  
Examiner : Lakshmi S. Channavajjala  
Conf. No. : 6902  
Docket No. : 8392

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING**  
**REJECTION OVER A PATENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

The owner, The Procter & Gamble Company, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term of patent No. 6,544,499 and 6,703,007 as the term of said patent is defined in 35 U.S.C. §154 and §173, and as the term of said patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §154 and §173 of the patent, as the term of said patent is presently shortened by any terminal disclaimer, in the event that said patent later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally

disclaimed under 37 C.F.R. §1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

The undersigned is an attorney or agent of record.

Authorization is given to charge Deposit Account No. 16-2480 for the fee required under 37 C.F.R. §1.20 (d) of \$110.00 for submission of this Terminal Disclaimer. A duplicate copy of this correspondence is enclosed to facilitate charging of the fee.

Respectfully Submitted,

THE PROCTER & GAMBLE COMPANY

By Linda M. Sivik  
Signature

Linda M. Sivik  
Agent for Applicants  
Registration No. 44,982  
(513) 626-4122

November 10, 2004

Customer No. 27752

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